

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**In re: Kemp Carter**

**) Chapter 13**

**) Bankruptcy No. 23-10041**

**Debtor(s) )**

**MOTION TO VACATE DISMISSAL ORDER AND REINSTATE CASE**

Debtor Kemp Carter, by his counsel, Sharon S. Masters, Esquire, hereby moves this Honorable Court for an Order vacating dismissal order and reinstating Chapter 13 case, and in support thereof avers as follows:

1. The debtor(s) filed this Chapter 13 bankruptcy petition on January 8, 2023.
2. Debtor's case was dismissed with prejudice on June 28, 2023 for failure to make plan payments.
3. Debtor was unable to make plan payments due to loss of income.
4. Debtor's property is scheduled for Sheriff's Sale on December 5, 2023.
5. Debtor has applied for and has been waiting for grant of PAHAF funds, which have now been approved.
6. Debtor has resumed employment and is able to make plan payments; he has the \$450.00 necessary to become current.
7. Debtor is at the point of being able to effectively restructure his debt by reinstating his mortgage and pay remaining debt through the Chapter 13 plan.
8. Debtor will be severely prejudiced if the Sheriff's Sale occurs on December 5; creditors will also be prejudiced if the case is not reinstated.

WHEREFORE, Debtor respectfully requests the Court grant the Motion to Vacate Dismissal Order and reinstate the Chapter 13 case.

Dated: 11/6/2023

/s/ Sharon S. Masters, Esq.  
Sharon S. Masters, Esq.  
Attorney for Debtor